

ROSEMARY CURRAN SCAPICCHIO  
ATTORNEY AT LAW



FILED  
IN CLERKS OFFICE

2006 DEC -1 P 1:10

U.S. DISTRICT COURT  
DISTRICT OF MASS.

FOUR LONGFELLOW PLACE

37<sup>TH</sup> FLOOR

BOSTON, MASSACHUSETTS 02114

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December 1, 2006

**VIA HAND DELIVERY**

Mr. Jay Johnson  
Clerk to the Honorable Rya W. Zobel  
United States District Court  
District of Massachusetts  
One Courthouse Way  
Boston, Massachusetts 02210

RE: Joseph Teti v. Kathleen Dennehy  
U.S.D.C. for the District of MA, Docket No. 1:05-cv-10234-RWZ

Dear Mr. Johnson,

Per the instruction of the First Circuit Court of Appeals, please find enclosed for filing the defendant's Form 4 in support of his Motion for Leave to Proceed In Forma Pauperis.

Thank you for your attention to this matter. Please do not hesitate to contact me at Attorney Scapicchio's office with questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam J. Foss".

Adam J. Foss,  
Law Clerk

Cc: Eva M. Badway, AAG (without enclosures)  
Ms. Margaret Carter, 1<sup>st</sup> Cir. Court of Appeals

**COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF CORRECTION  
Inmate Transaction Report**

Date: 20061129 11:32

Command: W66351  
Name: TEST, JOSEPH L.  
Inmate: NCCT GARDNER  
Block: THOMPSON-1  
Cell/Bed: 104 /A

**FILED  
IN CLERKS OFFICE  
NCCT GARDNER**

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State Court From: 20060529  
2006 DEC -1 P 1:10  
To: 20061129

U.S. DISTRICT COURT  
DISTRICT OF MASS.

Transaction Date	Type	Amount \$	Check No	Inmate Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
20061109 17:03	IS - Interest	7652616		GAR		\$0.00	\$0.00	\$4.34	\$0.00
20061115 21:00	PV - Payroll	7690707		GAR	-20061029 To 20061104	\$5.25	\$0.00	\$0.00	\$0.00
20061115 21:01	PV - Payroll	7690706		GAR	-20061029 To 20061104	\$0.00	\$0.00	\$3.25	\$0.00
20061115 22:30	CN - Canteen	7700183		GAR	-Canteen Date: 20061115	\$0.00	\$12.84	\$0.00	\$0.00
20061121 22:30	CN - Canteen	7726020		GAR	-Canteen Date: 20061121	\$0.00	\$15.34	\$0.00	\$0.00
20061122 21:01	PV - Payroll	7729415		GAR	-20061105 To 20061111	\$5.25	\$0.00	\$0.00	\$0.00
20061122 21:01	PV - Payroll	7729416		GAR	-20061105 To 20061111	\$0.00	\$0.00	\$3.25	\$0.00
21.53      54.66      26.34						\$302.05	\$342.68	\$159.49	\$0.00

Balances as of ending date:      Personal      Savings  
\$25.95      \$796.47

## Current Balances:

<u>Personal</u>	<u>Savings</u>	<u>Phone</u>	<u>Loan</u>	<u>Restitution</u>	<u>Sentence</u>
\$25.95	\$796.47	\$0.00	\$0.00	\$0.00	\$0.00

**COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF CORRECTION  
Inmate Transaction Report**

Date : 20061129 11:32

Commit : W66351  
Name : TETI, NANCY,  
Inst : NCCI GARDNER  
Block : THOMPSON-1  
Cell/Bed : 104 /A

NCCI GARDNER

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Statement From 20060529

To 20061125

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
20060913 21:00	PV - Payroll	7332443		GAR	-20060827 To 20060902	\$3.23	\$0.00	\$0.00	\$0.00
20060913 21:01	PV - Payroll	7332444		GAR	-20060827 To 20060902	\$0.00	\$0.00	\$3.25	\$0.00
20060913 22:30	CN - Canteen	7340022		GAR	-Canteen Date : 20060913	\$0.00	\$3.36	\$0.00	\$0.00
20060920 21:00	PV - Payroll	7367082		GAR	-20060903 To 20060909	\$3.25	\$0.00	\$0.00	\$0.00
20060920 21:00	PV - Payroll	7367083		GAR	-20060903 To 20060909	\$0.00	\$0.00	\$3.25	\$0.00
20060920 22:30	CN - Canteen	7377310		GAR	-Canteen Date : 20060920	\$0.00	\$3.24	\$0.00	\$0.00
20060927 21:01	PV - Payroll	7400010		GAR	-20060910 To 20060916	\$3.25	\$0.00	\$0.00	\$0.00
20060927 21:01	PV - Payroll	7400017		GAR	-20060910 To 20060916	\$0.00	\$0.00	\$3.25	\$0.00
20060927 22:30	CN - Canteen	7410028		GAR	-Canteen Date : 20060927	\$0.00	\$36.28	\$0.00	\$0.00
20060928 10:03	ML - Mail	7412646		GAR	-TETI, NANCY, <i>W6.30</i>	\$100.00	\$0.00	<i>57.97</i> \$0.00	<i>30.32</i> \$0.00
20061003 16:43	IS - Interest	7433468		GAR		\$0.27	\$0.00	\$0.00	\$0.00
20061003 16:43	IS - Interest	7433469		GAR		\$0.00	\$0.00	\$4.06	\$0.00
20061004 21:01	PV - Payroll	7433577		GAR	-20060917 To 20060923	\$3.25	\$0.00	\$0.00	\$0.00
20061004 21:01	PV - Payroll	7433579		GAR	-20060917 To 20060923	\$0.00	\$0.00	\$3.25	\$0.00
20061004 22:30	CN - Canteen	7464721		GAR	-Canteen Date : 20061004	\$0.00	\$28.99	\$0.00	\$0.00
20061011 21:01	PV - Payroll	7492647		GAR	-20060924 To 20060930	\$3.25	\$0.00	\$0.00	\$0.00
20061011 21:01	PV - Payroll	7492648		GAR	-20060924 To 20060930	\$0.00	\$0.00	\$3.25	\$0.00
20061011 22:30	CN - Canteen	7501927		GAR	-Canteen Date : 20061011	\$0.00	\$29.34	\$0.00	\$0.00
20061018 21:01	PV - Payroll	7528484		GAR	-20061001 To 20061007	\$3.25	\$0.00	\$0.00	\$0.00
20061018 21:01	PV - Payroll	7528485		GAR	-20061001 To 20061007	\$0.00	\$0.00	\$3.25	\$0.00
20061018 22:30	CN - Canteen	7537000		GAR	-Canteen Date : 20061018	\$0.00	\$14.22	\$0.00	\$0.00
20061023 21:02	PV - Payroll	7562533		GAR	-20061008 To 20061014	\$3.25	\$0.00	\$0.00	\$0.00
20061023 21:02	PV - Payroll	7562534		GAR	-20061008 To 20061014	\$0.00	\$0.00	\$3.25	\$0.00
20061023 22:30	CN - Canteen	7571413		GAR	-Canteen Date : 20061023 <i>21.27</i>	\$0.00	<i>87.03</i> \$16.48	<i>25.46</i> \$0.00	<i>1</i> \$0.00
20061101 21:00	PV - Payroll	7597084		GAR	-20061015 To 20061021	\$3.25	\$0.00	\$0.00	\$0.00
20061101 21:00	PV - Payroll	7597085		GAR	-20061015 To 20061021	\$0.00	\$0.00	\$3.25	\$0.00
20061101 22:30	CN - Canteen	7606701		GAR	-Canteen Date : 20061101	\$0.00	\$13.88	\$0.00	\$0.00
20061108 21:01	PV - Payroll	7638160		GAR	-20061022 To 20061028	\$3.25	\$0.00	\$0.00	\$0.00
20061108 21:01	PV - Payroll	7638161		GAR	-20061022 To 20061028	\$0.00	\$0.00	\$3.25	\$0.00
20061108 22:30	CN - Canteen	7647472		GAR	-Canteen Date : 20061108	\$0.00	\$12.80	\$0.00	\$0.00
20061109 17:03	IS - Interest	7652619		GAR		\$0.33	\$0.00	\$0.00	\$0.00

**COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF CORRECTION  
Inmate Transaction Report**

Date: 20061129 11:32

Commuter: W66351  
Name: TETI, JOSEPH.  
Inmate: MCCI GARDNER  
Block: THOMPSON-1  
Cell/Bed: 104/A

MCCI GARDNER

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Statement From 20060529

To 20061129

Transaction Date	Type	Receipt #	Check No	Inmate Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
20060719 23:00	PY - Payroll	7023497		GAR	-20060702 To 20060706	\$5.25	\$8.00	\$8.00	\$8.00
20060719 23:00	PY - Payroll	7023498		GAR	-20060702 To 20060706	\$0.00	\$8.00	\$5.25	\$8.00
20060726 23:00	CN - Canteen	7054996		GAR	-Canteen Date: 20060726	\$0.00	\$5.31	\$8.00	\$8.00
20060726 23:00	PY - Payroll	7055569		GAR	-20060709 To 20060713	\$5.25	\$0.00	\$8.00	\$0.00
20060726 23:00	PY - Payroll	7055590		GAR	-20060709 To 20060713	\$0.00	\$0.00	\$5.25	\$0.00
20060801 16:44	IS - Interest	7082436		GAR		\$0.24	\$0.00	\$0.00	\$0.00
20060801 16:44	IS - Interest	7082427		GAR		\$0.00	\$0.00	\$3.79	\$0.00
20060802 22:30	CN - Canteen	7104096		GAR	-Canteen Date: 20060802	\$0.00	\$5.31	\$8.00	\$8.00
20060802 22:30	PY - Payroll	7103843		GAR	-20060716 To 20060722	\$5.25	\$0.00	\$0.00	\$0.00
20060802 22:30	PY - Payroll	7103844		GAR	-20060716 To 20060722	\$0.00	\$0.00	\$5.25	\$0.00
20060804 13:36	IC - Transfer from Inmate to Club A/c	7121185		GAR	-MUSIC PROGRAM-MUSIC AND PERFORMING ARTS - 220-MUSIC AND PERFORMING ARTS - 220	\$0.00	\$16.17	\$0.00	\$0.00
20060809 22:30	CN - Canteen	7143010		GAR	-Canteen Date: 20060809	\$0.00	\$5.34	\$8.00	\$8.00
20060809 22:30	PY - Payroll	7144877		GAR	-20060723 To 20060729	\$5.25	\$0.00	\$0.00	\$0.00
20060809 22:30	PY - Payroll	7144878		GAR	-20060723 To 20060729	\$0.00	\$0.00	\$5.25	\$0.00
20060816 22:30	CN - Canteen	7179713		GAR	-Canteen Date: 20060816	\$0.00	\$7.21	\$8.00	\$8.00
20060816 22:30	PY - Payroll	7180324		GAR	-20060730 To 20060805	\$5.25	\$0.00	\$0.00	\$0.00
20060816 22:30	PY - Payroll	7180325		GAR	-20060730 To 20060805	\$0.00	\$0.00	\$5.25	\$0.00
20060823 22:30	CN - Canteen	7212004		GAR	-Canteen Date: 20060823	\$0.00	\$5.04	\$8.00	\$8.00
20060823 22:30	PY - Payroll	7212594		GAR	-20060806 To 20060812	\$5.25	\$0.00	\$0.00	\$0.00
20060823 22:30	PY - Payroll	7212595		GAR	-20060806 To 20060812	\$0.00	\$0.00	\$5.25	\$0.00
20060830 22:30	CN - Canteen	7243977		GAR	-Canteen Date: 20060830	\$0.00	\$5.81	\$8.00	\$8.00
20060830 22:30	PY - Payroll	7244599		GAR	-20060813 To 20060819	\$5.25	\$0.00	\$0.00	\$0.00
20060830 22:30	PY - Payroll	7244580		GAR	-20060813 To 20060819	\$0.00	\$0.00	\$5.25	\$0.00
20060905 16:52	IS - Interest	7272030		GAR		\$0.65	\$0.00	\$0.00	\$0.00
20060905 16:52	IS - Interest	7272031		GAR		\$0.00	\$0.00	\$4.07	\$0.00
20060906 22:30	CN - Canteen	7295958		GAR	-Canteen Date: 20060906	\$0.00	\$4.88	\$8.00	\$8.00
20060906 22:30	PY - Payroll	7296420		GAR	-20060820 To 20060826	\$5.25	\$0.00	\$0.00	\$0.00
20060906 22:30	PY - Payroll	7296421		GAR	-20060820 To 20060826	\$0.00	\$0.00	\$5.25	\$0.00
20060912 09:19	VI - Visitation	7324183	5747	GAR	-MICHAEL & GIANNINA FMOCCHEO	\$30.00	\$0.00	\$0.00	\$0.00
20060912 09:19	MA - Maintenance and Administration	7324186		GAR	-Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00

**COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF CORRECTION  
Inmate Transaction Report**

Date: 20061129 11:32

Committed: W66551  
Name: TETI, ROSEPH,  
Inmate: NCCI GARDNER  
Block: THOMPSON-1  
Cell/Bed: 104/A

NCCI GARDNER

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Statement From 20060529

To 20061129

Collected:	104/A	Begin Balance				5.70	547.18			
Transaction Date	Type	Receipt #	Check No	Int Name	Notes	Income	Expense	Income	Expense	
Total Transaction before this Period:						\$4,482.11	\$4,476.41	\$2,848.32	\$861.14	
20060331 22:30	CN - Canteen	6733207		GAR	-Canteen Date: 20060331	\$0.00	\$5.34	\$0.00	\$0.00	
20060331 23:01	PY - Payroll	6733875		GAR	-20060314 To 20060330	\$5.25	\$0.00	\$0.00	\$0.00	
20060331 23:01	PY - Payroll	6733876		GAR	-20060314 To 20060330	\$0.00	\$0.00	\$5.25	\$0.00	
20060606 17:00	IS - Interest	6767095		GAR		\$0.03	\$0.00	\$0.00	\$0.00	
20060606 17:00	IS - Interest	6767096		GAR		\$0.00	\$0.00	\$3.78	\$0.00	
20060607 22:30	CN - Canteen	6791286		GAR	-Canteen Date: 20060607	\$0.00	\$4.53	\$0.00	\$0.00	
20060607 23:00	PY - Payroll	6791770		GAR	-20060621 To 20060627	\$5.25	\$0.00	\$0.00	\$0.00	
20060607 23:00	PY - Payroll	6791771		GAR	-20060621 To 20060627	\$0.00	\$0.00	\$5.25	\$0.00	
20060614 22:30	CN - Canteen	6828091		GAR	-Canteen Date: 20060614	\$0.00	\$6.36	\$0.00	\$0.00	
20060614 23:00	PY - Payroll	6829446		GAR	-20060528 To 20060603	\$5.25	\$0.00	\$0.00	\$0.00	
20060614 23:00	PY - Payroll	6829447		GAR	-20060528 To 20060603	\$0.00	\$0.00	\$5.25	\$0.00	
20060619 09:42	MA - Mail	6847421	3716	GAR	-MICHAEL A. GUARISELA, FINOCCHIO, .	\$75.00	\$0.00	\$0.00	\$0.00	
20060619 09:42	MA - Maintenance and Administration	6847424		GAR	-Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00	
20060621 23:30	CN - Canteen	6863404		GAR	-Canteen Date: 20060621	\$0.00	\$3.35	\$0.00	\$0.00	
20060621 23:01	PY - Payroll	6863993		GAR	-20060604 To 20060610	\$3.25	\$0.00	\$0.00	\$0.00	
20060621 23:01	PY - Payroll	6863996		GAR	-20060604 To 20060610	\$0.00	\$0.00	\$3.25	\$0.00	
20060628 22:30	CN - Canteen	6895858		GAR	-Canteen Date: 20060628	\$0.00	\$5.71	\$0.00	\$0.00	
20060628 23:00	PY - Payroll	6896307		GAR	-20060611 To 20060617	\$5.25	\$0.00	\$0.00	\$0.00	
20060628 23:00	PY - Payroll	6896308		GAR	-20060611 To 20060617	\$0.00	\$0.00	\$5.25	\$0.00	
20060703 22:30	CN - Canteen	6930699		GAR	-Canteen Date: 20060703	\$0.00	\$24.05	\$0.00	\$0.00	
20060703 23:00	PY - Payroll	6931328		GAR	-20060618 To 20060624	\$5.25	\$0.00	\$0.00	\$0.00	
20060703 23:00	PY - Payroll	6931329		GAR	-20060618 To 20060624	\$0.00	\$0.00	\$5.25	\$0.00	
20060711 16:47	IS - Interest	6965142		GAR		\$0.21	\$0.00	\$0.00	\$0.00	
20060711 16:47	IS - Interest	6965143		GAR		\$0.00	\$0.00	\$3.43	\$0.00	
20060712 22:30	CN - Canteen	6980221		GAR	-Canteen Date: 20060712	\$0.00	\$19.09	\$0.00	\$0.00	
20060712 23:01	PY - Payroll	6980297		GAR	-20060625 To 20060701	\$3.25	\$0.00	\$0.00	\$0.00	
20060712 23:01	PY - Payroll	6980298		GAR	-20060625 To 20060701	\$0.00	\$0.00	\$3.25	\$0.00	
20060713 10:38	IC - Transfer from Inmate to Club A/c	6997408		GAR	-POSTAGE-POSTAGE-Z11-POSTAGE-Z11	\$0.00	\$5.00	\$0.00	\$0.00	
20060713 10:38	IC - Transfer from Inmate to Club A/c	6997409		GAR	-POSTAGE-POSTAGE-Z11-POSTAGE-Z11	\$0.00	\$7.10	\$0.00	\$0.00	
20060719 22:30	CN - Canteen	7023336		GAR	-Canteen Date: 20060719	\$0.00	\$5.64	\$0.00	\$0.00	